

**PENAL CODE
(AMENDMENT) (NO. 3) ACT
1987**

(NO. 17 OF 1987)



PENAL CODE (AMENDMENT) (NO. 3) ACT 1987


(NO. 17 OF 1987)

Passed by the National Parliament this sixth day of August 1987.

This printed impression has been carefully compared by me with the Bill passed by Parliament and found by me to be a true and correct copy of the said Bill.


M Tuhaika
Clerk to the National Parliament

Assented to in Her Majesty's name and on Her Majesty's behalf this twenty-sixth day of August 1987.


B Devesi
Governor-General

Date of commencement: date of publication in the Gazette.

AN ACT to amend the Penal Code.

ENACTED by the National Parliament of Solomon Islands.

- Short title. 1. This Act may be cited as the Penal Code (Amendment) (No. 3) Act 1987.
- Amendment of section 78 of Cap. 5. 2. Section 78 of the Penal Code (hereinafter referred to as the "principal Act") is hereby amended by deleting therefrom the word "terror" and substituting therefor the word "fear".
- Addition of new section 78A in the principal Act. 3. The principal Act is hereby amended by adding thereto next after section 78 the following new section -
- "Possession of weapon. 78A. (1) For the purposes of this section, the Minister may by order designate any area or public place in Solomon Islands, to be a restricted area or place.
- (2) Any person who, in a restricted area or place, without reasonable excuse the proof of which shall be on him, carries or has in his possession or under his control any weapon is guilty of a misdemeanour.
- (3) Any police officer who has reason to believe that a weapon is being concealed or carried on any person or vehicle in a restricted area or place may, without warrant or other written authority, search and detain any such person or vehicle and take possession of such weapon.
- (4) Any person who obstructs or hinders any police officer from lawfully exercising any powers conferred on him by subsection (3) shall be guilty of a misdemeanour.
- (5) When any person is convicted of an offence under this section, the court may order that such weapon be forfeited.
- (6) In this section "weapon" means any article or instrument capable of causing injury to any person and without restricting the generality of this subsection shall include any knife, bushknife, club, firearm or explosive."